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March 3, 2005

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RICHARD W. WIEKING  
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NORTHERN DISTRICT OF CALIFORNIA

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**Via Facsimile and U.S. Mail**

Magistrate Judge Joseph C. Spero  
Courtroom A, 15th Floor  
UNITED STATES DISTRICT COURT  
Northern District of California  
450 Golden Gate Avenue  
San Francisco, CA 94102-3483

Re: *Travis Connell, et al. v. Applied Underwriters, Inc., et al.*  
USDC Case No. C 04-3206 JCS

Dear Magistrate Judge Spero:

The purpose of this letter is to formally request that counsel for Defendants, American Employer's Group, Inc. and Applied Underwriters Inc., be allowed to appear telephonically for the March 4, 2005 Case Management Conference in the event an appearance is required. The parties were ordered to arbitration, have agreed to an arbitrator and an arbitration date is pending. Defense counsel are located in Southern California. As such, a telephonic appearance will ease travel and related costs. Counsel for Defendants may be reached at (949) 851-2424 and will be available beginning at 1:30 a.m. on March 4, 2005.

Thank you for your consideration in this matter.

Sincerely,

*Mark Jacobs*

MARK J. JACOBS  
For FISHER & PHILLIPS LLP

MJJ:mtr

IT IS SO ORDERED

*Joseph C. Spero, Magistrate Judge*

3/4/05  
Date